

DOCKET NUMBER: 11-CR-0005-SLT

Date Received By Docket Clerk: _____ Docket Clerk Initials: _____

BEFORE JUDGE: Townes DATE: 5/21/2012 TIME: _____

CRIMINAL CAUSE FOR Status Conference TIME IN COURT HRS 30 MINS

DEFENDANT'S NAME: Bartolomeo Vernace DEFENDANTS # 1

☒ Present ☐ Not Present ☒ Custody ☐ Not Custody

DEFENSE COUNSEL: Joseph DiBenedetto
☐ Present ☐ Not Present ☐ Federal Defender ☐ CJA ☒ Retained

DEFENDANT'S NAME: Vito Cortesiano DEFENDANTS # 2

☐ Present ☐ Not Present ☐ Custody ☒ Not Custody

DEFENSE COUNSEL: John Servider
☒ Present ☐ Not Present ☐ Federal Defender ☐ CJA ☒ Retained

DEFENDANT'S NAME: Michael Dolphin DEFENDANTS # 3

☒ Present ☐ Not Present ☐ Custody ☒ Not Custody

DEFENSE COUNSEL: Sarita Kedia
☒ Present ☐ Not Present ☐ Federal Defender ☐ CJA ☒ Retained

A.U.S.A.: Evan M. Norris PRETRIAL/PROBATION OFFICER _____

CASE MANAGER OR MAGISTRATE CLERICAL Lewis Hugh

COURT REPORTER: OR ESR OPERATOR Holly Driscoll TAPE LOG _____

INTERPRETER: _____ LANGUAGE: _____

Select the Type of Hearing, or Trial

CONTESTED [] YES [] NO

- | | | |
|---|--|---|
| <input type="checkbox"/> Allocation Hearing | <input type="checkbox"/> In Camera Hearing | <input type="checkbox"/> Plea and Sentence |
| <input type="checkbox"/> Arraignment | <input type="checkbox"/> In Chambers Conference | <input type="checkbox"/> Preliminary Examination |
| <input type="checkbox"/> Attorney Appointment Hearing | <input type="checkbox"/> Initial Appearance | <input type="checkbox"/> Preliminary Revocation Hearing |
| <input type="checkbox"/> Bench Trial | <input type="checkbox"/> Initial Appearance-Material Witness | <input type="checkbox"/> Pretrial Conference |
| <input type="checkbox"/> Bond Forfeiture Hearing | <input type="checkbox"/> Initial Appearance-Revocation Proceedings | <input type="checkbox"/> Pro Se (Faretta) Hearing |
| <input type="checkbox"/> Bond Hearing | <input type="checkbox"/> Initial Appearance-Rule 5(c)(3) | <input type="checkbox"/> Psychiatric Report Hearing |
| <input type="checkbox"/> Bond Revocation Hearing | <input type="checkbox"/> Forfeiture Hearing | <input type="checkbox"/> Remand Hearing |
| <input type="checkbox"/> Change of Plea Hearing | <input type="checkbox"/> Franks Hearing | <input type="checkbox"/> Revocation of Probation - Final Hearing |
| <input type="checkbox"/> Competency Hearing | <input type="checkbox"/> James Hearing | <input type="checkbox"/> Revocation of Supervised Release-Final Hearing |
| <input type="checkbox"/> Curcio Hearing | <input type="checkbox"/> Jury Selection | <input type="checkbox"/> Rule 44(c) Hearing |
| <input type="checkbox"/> Daubert Hearing | <input type="checkbox"/> Jury Trial | <input type="checkbox"/> Scheduling Conference |
| <input type="checkbox"/> Detention Hearing | <input type="checkbox"/> Jury Trial-Death Penalty Phase | <input type="checkbox"/> Sentencing |
| <input type="checkbox"/> Detention Hearing Material Witness | <input type="checkbox"/> Jury Trial-Sentence Enhancement Phase | <input type="checkbox"/> Show Cause Hearing |
| <input type="checkbox"/> Discovery Hearing | <input type="checkbox"/> Markman Hearing | <input checked="" type="checkbox"/> Status Conference |
| <input type="checkbox"/> Dispositional Hearing (Juvenile) | <input type="checkbox"/> Material Witness Hearing | <input type="checkbox"/> Suppression Hearing |
| <input type="checkbox"/> Docket Call | <input type="checkbox"/> Motion Hearing | <input type="checkbox"/> Telephone Conference |
| <input type="checkbox"/> Evidentiary Hearing | <input type="checkbox"/> Motion Hearing-Material Witness | <input type="checkbox"/> Voir Dire |
| <input type="checkbox"/> Extradition Hearing | <input type="checkbox"/> Motions No longer Referred | |
| <input type="checkbox"/> Fatico Hearing | <input type="checkbox"/> Motions Referred Upon Consent to Magistrate Judge Disposition | |
| <input type="checkbox"/> Forfeiture Hearing | <input type="checkbox"/> Nebbia Hearing | <input type="checkbox"/> Other (please specify) |
| <input type="checkbox"/> Detention Hearing | <input type="checkbox"/> Omnibus Hearing | |
| <input type="checkbox"/> Hearing Out-Of-Jury Presence | <input type="checkbox"/> Plea Agreement Hearing | |

Select the action.

[] Began [] Held [] Continued [] Completed [] Scheduled for

Date: _____ Time _____ FOR _____

Type of Hearing

DOCKET NUMBER: _____

Date Received By Docket Clerk: _____ Docket Clerk Initials: _____

BEFORE JUDGE: _____ DATE: _____ TIME: _____

CRIMINAL CAUSE FOR _____ TIME IN COURT HRS 30 MINSDEFENDANT'S NAME: Anthony Vaglica DEFENDANTS # 4☒ Present ☐ Not Present ☐ Custody ☒ Not CustodyDEFENSE COUNSEL: Charles Samuel Hochbaum
☒ Present ☐ Not Present ☐ Federal Defender ☐ CJA ☒ RetainedDEFENDANT'S NAME: Robert Wehnert DEFENDANTS # 5☒ Present ☐ Not Present ☐ Custody ☒ Not CustodyDEFENSE COUNSEL: Joseph Corozzo
☒ Present ☐ Not Present ☐ Federal Defender ☐ CJA ☒ Retained

DEFENDANT'S NAME: _____ DEFENDANTS # _____

☐ Present ☐ Not Present ☐ Custody ☐ Not CustodyDEFENSE COUNSEL: _____
☐ Present ☐ Not Present ☐ Federal Defender ☐ CJA ☐ Retained

A.U.S.A.: _____ PRETRIAL/PROBATION OFFICER _____

CASE MANAGER OR MAGISTRATE CLERICAL _____

COURT REPORTER: OR ESR OPERATOR _____ TAPE LOG _____

INTERPRETER: _____ LANGUAGE: _____

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- | | | |
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| <input type="checkbox"/> Bench Trial | <input type="checkbox"/> Initial Appearance-Material Witness | <input type="checkbox"/> Pretrial Conference |
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| <input type="checkbox"/> Bond Hearing | <input type="checkbox"/> Initial Appearance-Rule 5(c)(3) | <input type="checkbox"/> Psychiatric Report Hearing |
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| <input type="checkbox"/> Hearing Out-Of-Jury Presence | <input type="checkbox"/> Plea Agreement Hearing | |

Select the action.

[] Began [] Held [] Continued [] Completed [] Scheduled for

Date: _____ Time _____ FOR _____

Type of Hearing

UTILITIES

- | | | |
|---|--|---|
| <input type="checkbox"/> ~Util-Add Terminate Attorneys | <input type="checkbox"/> ~Util-Document Unsealed | <input type="checkbox"/> ~Util-Set/Reset Deadlines/Hearings |
| <input type="checkbox"/> ~Util-Bond-Set/Reset | <input type="checkbox"/> ~Util-Exparte Matter | <input type="checkbox"/> ~Util-Set/Reset Hearings |
| <input type="checkbox"/> ~Util-Case Sealed | <input type="checkbox"/> ~Util-Indictment Unsealed | <input type="checkbox"/> ~Util-Set/Reset Motion & R&R Deadlines/Headlines |
| <input type="checkbox"/> ~Util-Case Unsealed | <input type="checkbox"/> ~Util-Information Unsealed | <input type="checkbox"/> ~Util-Terminate Motions |
| <input type="checkbox"/> ~Util-Counts To Be Tried Separately | <input type="checkbox"/> ~Util-Interpreter Appointed | <input type="checkbox"/> ~Util-Terminate Partiest |
| <input type="checkbox"/> ~Util-Defendant Severed From Co-Defendants | <input type="checkbox"/> ~Util-Plea Entered | |
| <input type="checkbox"/> ~Util-Document Sealed | <input type="checkbox"/> ~Util-Set/Reset Deadlines | |

Period of Excludable Delay/ Speedy Trial Start: 5/21/2012

Period of Excludable Delay/ Speedy Trial Stop: 8/2/2012

CODE TYPE: Please Circle

- | | | | |
|---|------------------------------------|-----------------------------------|------------------------------|
| XA- Competency/Capacity Exam | XC- Trial on Other Charges | XD- Interlocutory Appeal | XE- Pretrial Motions |
| XF- Transfer Proceedings | XG- Motion under Advisement | XH- Miscellaneous Proceedings | XI- Prosecution deferred |
| XJ- Transportation from Other District | KK- Proposed Plea Agreement | XM- Unavailable Witness/Defendant | XN- Incompetency |
| XP- Superseding Indictment/charges | XR- Awaiting Trial of Co-Defendant | XT- Interest of Justice | XU-Withdrawal of Guilty Plea |
| XW- Grand Jury Indictment Tim extension | | | |

DOCKET CLERK SHALL ENTER UTILITY EVENT *SPEEDY TRIAL EXCLUDABLE DELAY- START & SPEEDY TRIAL EXCLUDABLE DELAY-STOP*

Do these minutes contain ruling(s) on motion(s)? ☐ YES ☐ NO

MOTION[S] TYPE and DOCUMENT NUMBER OF MOTION RULED ON:

TYPES OF DECISIONS

- | | | |
|--|---|---|
| <input type="checkbox"/> Adopting Report & Recommendation as to | <input type="checkbox"/> Granting | <input type="checkbox"/> Taking Under Advisement |
| <input type="checkbox"/> Adopting in Part on Report & Recommendation as to | <input type="checkbox"/> Granting In Part and Denying In Part | <input type="checkbox"/> Temporarily Denying |
| <input type="checkbox"/> Deferring Ruling on | <input type="checkbox"/> Rescinding | <input type="checkbox"/> Temporarily Granting |
| <input type="checkbox"/> Denying | <input type="checkbox"/> Settling | <input type="checkbox"/> Temporarily Granting In Part and Denying In Part |
| <input type="checkbox"/> Dismissing | <input type="checkbox"/> Striking | <input type="checkbox"/> Terminating |
| <input type="checkbox"/> Entered | <input type="checkbox"/> Submitted | <input type="checkbox"/> Vacating |
| <input type="checkbox"/> Finding as Moot | <input type="checkbox"/> Sustaining | <input type="checkbox"/> Withdrawing |

Defendant Vernace's motion to dismiss Count 2 of the indictment
because of the statute of limitations prevents prosecution is
denied without prejudice for the reasons stated during the
proceedings. Next status conference set for 5:00pm on
August 2, 2012.